

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

LUXWEAR LTD., et al.,

Plaintiffs,  
-against-

ADAPTIV RESEARCH & DEVELOPMENT  
GROUP, LLC,

Defendant.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 2/27/2024

22-CV-5458 (AT) (BCM)

**ORDER**

**BARBARA MOSES, United States Magistrate Judge.**

Defendant's motion to dismiss (Dkt. 31) is now within the scope of my reference. (See Dkt. 100.) However, as plaintiffs previously notified the Court (Dkt. 98), defendant filed for bankruptcy protection in the Middle District of Florida, under Subchapter V of Chapter 11 of the Bankruptcy Code, on September 25, 2023. *See* Pet. (Dkt. 1), *In re Adaptiv Resch. & Dev. Gp., LLC*, No. 8:23-bk-4227-BAJ (Bankr. M.D. Fla. Sept. 25, 2023). A confirmation hearing is now scheduled for April 1, 2024, on the debtor's plan of liquidation. *See* Sched. Order (Dkt. 83), *In re Adaptiv* (Feb. 21, 2024). Consequently, all proceedings in this Court remain STAYED by operation of the automatic bankruptcy stay. *See* 11 U.S.C. § 362. If and when the bankruptcy stay is lifted, *see, e.g.*, 11 U.S.C. §§ 362(c)-(d), plaintiffs shall promptly notify the Court in writing.

Dated: New York, New York  
February 27, 2024

**SO ORDERED.**



**BARBARA MOSES**  
**United States Magistrate Judge**